

1 A bill to be entitled
 2 An act relating to public school student health services;
 3 amending s. 1006.062, F.S.; providing that a district
 4 school board may authorize a school nurse to maintain
 5 supplies of prefilled epinephrine auto-injectors at
 6 schools in the school district; providing requirements for
 7 prescriptions; authorizing use for emergency treatment;
 8 amending s. 1002.20, F.S.; correcting a cross-reference;
 9 providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. Subsections (6) and (7) of section 1006.062,
 14 Florida Statutes, are renumbered as subsections (7) and (8),
 15 respectively, and a new subsection (6) is added to that section
 16 to read:

17 1006.062 Administration of medication and provision of
 18 medical services by district school board personnel.--

19 (6) (a) Each district school board may authorize a school
 20 nurse who is licensed under chapter 464 and is employed by the
 21 district school board to maintain at each school in the school
 22 district an adequate supply of prefilled auto-injectors of
 23 epinephrine with fifteen-hundredths milligram or three-tenths
 24 milligram delivery. The school nurse shall recommend to the
 25 district school board the number of prefilled epinephrine auto-
 26 injectors to be maintained at each school.

27 (b) To obtain prefilled epinephrine auto-injectors for a
 28 school district, a written prescription from a physician or a

29 physician assistant licensed under chapter 458 or chapter 459 or
 30 a nurse licensed under chapter 464 is required. The school
 31 nurse's name must appear on the prescription, the school
 32 district must be designated as the patient, and the prescription
 33 must be filled at a pharmacy licensed under chapter 465.

34 (c) Based on a school nurse's training in recognizing an
 35 acute episode of an anaphylactic reaction, the school nurse
 36 shall have the discretion to use an epinephrine auto-injector on
 37 any student that he or she believes is having a life-threatening
 38 anaphylactic reaction.

39 Section 2. Paragraph (e) of subsection (3) of section
 40 1002.20, Florida Statutes, is amended to read:

41 1002.20 K-12 student and parent rights.--Parents of public
 42 school students must receive accurate and timely information
 43 regarding their child's academic progress and must be informed
 44 of ways they can help their child to succeed in school. K-12
 45 students and their parents are afforded numerous statutory
 46 rights including, but not limited to, the following:

47 (3) HEALTH ISSUES.--

48 (e) Contraceptive services to public school students.--In
 49 accordance with the provisions of s. 1006.062(8)~~(7)~~, students
 50 may not be referred to or offered contraceptive services at
 51 school facilities without the parent's consent.

52 Section 3. This act shall take effect July 1, 2008.